

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andrew JAMIESON

Application No.: 10/516,445

Filed: November 30, 2004

For: **Display Device and Funds
Transaction Device Including The
Display Device**

Confirmation No.: 2996

Art Unit: 3687

Examiner: FRENEL, VANEL

Atty. Docket: 2222.5970001

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT
APPEAL BRIEF**

Attn: Mail Stop Appeal Brief - Patents

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Notification of Non-Compliant Appeal Brief dated March 23, 2010, (PTO Prosecution File Wrapper Paper No. 20100323-1), Appellant submits the following revised Summary of Claimed Subject Matter. It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

In accordance with M.P.E.P. § 1205.03(B) and the Notice of Non-Compliant Appeal Brief dated March 23, 2010, only a revised copy of the Summary of Claimed Subject Matter is provided herein, numbered in accordance with the section's position in the Supplemental Appeal Brief of March 3, 2010.

V. Summary of Claimed Subject Matter (37 C.F.R. § 41.37(c)(1)(v))

A concise explanation of the claims is provided below for each of the independent claims (i.e., claims 33, 48, and 55) involved in the appeal. The explanation refers to the Substitute Specification filed November 30, 2004 by page and line number, and to the drawings, if any, by reference characters. Reference is made to example supporting embodiments disclosed in the specification, although it is understood that the claims should not be limited to the specific embodiments to which reference is made.

For each independent claim involved in the appeal, every means plus function and step plus function as permitted by 35 U.S.C. § 112, sixth paragraph, are identified. Example structure, material, or acts described in the specification as corresponding to each claimed function are set forth with reference to the specification by page and line number or paragraph number, and to the drawings, if any, by reference characters.

A. Claim 33

Claim 33 recites a display device (e.g., FIGS. 1 and 2, element 20; page 12, lines 1-7) for a personal device (e.g., personal device section FIG. 1, element 10) intended to perform financial transactions, as well as personal functions other than financial transactions. The display device comprises:

- a display (e.g., FIG. 2, element 24; page 12, lines 13-19) for displaying information to a user; and
- a financial transaction controller (e.g., FIG. 1, element 26; page 12, lines 13-19) coupled to the display (e.g., via display driver FIG. 1, element 30), wherein the financial transaction controller selectively allows the display and an input device to operate under the control of the personal device to enable personal functions other than

financial transactions to be performed (e.g., page 13, lines 7-12 "a mobile telephone call that is not a financial transaction"), and wherein the financial transaction controller assumes control of the display and the input device to prevent tampering with or tapping off of data entered into the input device or stored in the financial transaction controller during a financial transaction (e.g., page 13, lines 14-25 "takes over command of the display 24 and keypad 12 so that they cannot operate under the command of the controlling electronics 11 of the mobile telephone.").

B. Claim 48

Claim 48 recites a financial transaction device for performing financial transactions, as well as personal functions other than financial transactions (e.g., the personal device of FIG. 1). The device comprises:

- an input device for the entry of data into the financial transaction device (e.g., FIGS. 1 and 2, element 12; page 11, lines 24-29);
- a display for displaying information to a user (e.g., FIGS. 1 and 2, element 24; page 12, lines 13-19);
- a financial transaction controller (e.g., FIG. 1, element 26; page 12, lines 13-19) coupled to the display (e.g., via display driver FIG. 1, element 30) and the input device (e.g., via processing unit FIG. 1, element 28); and
- a personal device (e.g., FIG. 1, element 10; page 11, lines 24-29) including controlling electronics coupled to the financial transaction controller (e.g., FIG. 1, element 11; page 12, lines 9-11),

- wherein the personal device is configured to control the financial transaction device to perform personal functions other than financial transactions (e.g., page 13, lines 7-12 "In order to perform a mobile telephone call that is not a financial transaction, the mobile telephone is used in the conventional way. In this condition, the controlling electronics 11 is coupled to the display driver 30 and to the display 24 by the processor 28."), and

- wherein the financial transaction controller selectively allows the display and the input device to operate under the control of the controlling electronics to enable personal functions other than financial transactions (e.g., page 13, lines 7-12 "a mobile telephone call that is not a financial transaction"), where the financial transaction controller assumes control of the display and the input device to prevent the controlling electronics from accessing the display and the input device to prevent tampering with or tapping off of data entered into the input device or stored in the financial transaction controller during a financial transaction (e.g., page 13, lines 14-25 "takes over command of the display 24 and keypad 12 so that they cannot operate under the command of the controlling electronics 11 of the mobile telephone.").

C. Claim 55

Claim 55 recites a mobile telephone for performing financial transactions, as well as mobile telephone calls other than financial transactions (e.g., the personal device of FIG. 1). The mobile telephone comprises:

- an input device for the entry of data into the mobile telephone (e.g., FIGS. 1 and 2, element 12; page 11, lines 24-29);

- a display for displaying information to a user (e.g., FIGS. 1 and 2, element 24; page 12, lines 13-19);
- controlling electronics (e.g., FIG. 1, element 11) for enabling a mobile telephone call to be performed with the mobile telephone (e.g., page 13, lines 7-12 "In order to perform a mobile telephone call that is not a financial transaction, the mobile telephone is used in the conventional way. In this condition, the controlling electronics 11 is coupled to the display driver 30 and to the display 24 by the processor 28.");
- a financial transaction controller (e.g., FIG. 1, element 26; page 12, lines 13-19) coupled to the display (e.g., via display driver FIG. 1, element 30),
- wherein the financial transaction controller selectively allows the input device and the display to be coupled to the controlling electronics to enable mobile telephone calls other than financial transactions (e.g., page 13, lines 7-12 "a mobile telephone call that is not a financial transaction"), and
- wherein the financial transaction controller disconnects the controlling electronics from the display and the input device and assumes control of the display and the input device to perform a financial transaction (e.g., page 13, lines 14-25 "the processing unit ... acts to disconnect the display 24 and keypad 12 from the controlling electronics 11 of the mobile telephone and also takes over command of the display 24 and keypad 12 so that they cannot operate under the command of the controlling electronics 11 of the mobile telephone.").

Conclusion

Prompt and favorable consideration of this Response to Notification of Non-Compliant Appeal Brief is respectfully requested.

Respectfully submitted,

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